IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

F.A.O. No. 3716 of 2007
Date of decision: 14.9.2007

United India Insurance Company Limited ...Appellant

Versus

Sheonath and others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. Vinod Gupta, Advocate for the appellant.

****

RAJESH BINDAL, J.

This is an appeal against the award of Motor Accident Claims Tribunal, Gurgaon (for short "the Tribunal") whereby in an accident resulting into injuries to respondent no.1/claimant, a sum of Rs. 95,000/- was awarded.

The claim made in the appeal is that the driving licence of the driver of the offending vehicle was fake and accordingly Insurance Company would not be liable for compensation as it would be owner of the vehicle or driver would be liable to satisfy the award. However, a perusal of the award shows that the appellant could not lead evidence to the satisfaction of the Court that driving licence was fake. All what was produced on record was a reports of their Surveyor and the licencing authority, which were not admissible as such in the evidence as no one was produced to prove these documents.

With this material on record, I do not find any illegality had been committed by the Tribunal. Accordingly, the appeal is dismissed.

September 14, 2007 **(Rajesh Bindal)**
Pka **Judge**